

RESOLUTION NO. 2025-3377

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING OPPOSITION TO FLORIDA SENATE BILL 452; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on February 4, 2025, Senator Sharief sponsored Senate Bill 452 ("SB 452"), which purports to amend the Resiliency and Safe Structures Act, Fla. Stat. §553.8991, to authorize property located on a barrier island, which allows for residential development, on or after a specified date, to be developed or redeveloped for residential use at the highest density allowed on or after that specified date, regardless of any land use, zoning, or policies to the contrary, providing an effective date of July 1, 2025;

WHEREAS, the Town of Surfside ("Town") is located on a barrier island, which may fall within the scope of and be impacted by SB 452;

WHEREAS, the Town is approximately one (1) square mile, with a population of approximately 6,000 residents;

WHEREAS, the Town has Historic Properties;

WHEREAS, since 2000, the Town's residents have consistently voted in favor of legislation limiting density, intensity, height, and/or Floor Area Ratio ("FAR") regarding residential development, dating back to at least 2004;

WHEREAS, the Town seeks to oppose and/or limit SB 452;

WHEREAS, it is in the best interest of the Town to urge opposition to the amendment to the Resiliency and Safe Structures Act, Fla. Stat. §553.8991, as set forth in the current iteration of SB 452;

WHEREAS, the Town Commission seeks to direct the Town Clerk to deliver this Resolution to the Town's Lobbyist, the sponsor(s) of SB 452 and the legislature of the State of Florida, to immediately vocalize the Town's opposition to this legislation; and

WHEREAS, the Town Commission finds that this opposition and directive is in the best interest and welfare of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Urging Opposition to SB 452. The Mayor, Vice Mayor and Town Commission hereby request the sponsor(s) of SB 452 to withdraw this bill and/or exclude municipalities with existing designated Historic Districts and/or non-conforming Historic Properties, or municipalities of less than two (2) square miles and/or with a population of less than 10,000 residents, as set forth in the most recent census upon the enactment of this legislation, and/or a municipality whose voters have voted into a municipality's charter limitations on development pertaining to density, intensity, height and/or FAR since the year 2000.

Section 3. Transmittals. The Town Clerk is hereby directed to forward a copy of this Resolution to the Town Lobbyist, the sponsor(s) of SB 452, and the legislature of the State of Florida.

Section 4. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 11th day of February, 2025.

Motion By: Vice Mayor Paul

Second By: Commissioner Velasquez

FINAL VOTE ON ADOPTION:


Commissioner Ruben A. Coto	<u>Yes</u>
Commissioner Nelly Velasquez	<u>Yes</u>
Commissioner Gerardo Vildostegui	<u>Yes</u>
Vice Mayor Tina Paul	<u>Yes</u>
Mayor Charles W. Burkett	<u>Yes</u>

ATTEST:




Sandra N. McCready, MMC
Town Clerk





Charles W. Burkett, Mayor

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**



Thais Hernandez, Esq.
Town Attorney